GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Rules-The Andhra Pradesh Excise (Grant of licence of selling by shop and conditions of licence) Rules, 2012- Amendments-Orders-Issued.

REVENUE (EXCISE-II) DEPARTMENT

G.O.Ms.No.265. **Dated 13.07.2015**

Read the following:

1) GO Ms.No.391 Rev. (Ex.II) Dept., Dt.18.06.2012.
2) GO Ms.No.357 Rev. (Ex.II) Dept., Dt.22.06.2013.
3) GO Ms.No.216 Rev. (Ex.II) Dept., Dt.22.06.2015.
4) GO Ms.No.217 Rev. (Ex.II) Dept., Dt.22.06.2015.
5) GO Ms.No.218 Rev. (Ex.II) Dept., Dt.22.06.2015.
6) From the Commissioner of Prohibition & Excise, A.P.,Hyderabad, Lr. in Cr.No.999/2015/CPE/E3, Dt.13.07.2015.

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ORDER:

The following notification will be published in an Extra-ordinary Issue of the Andhra Pradesh State Gazette, dated the 13th July, 2015.

NOTIFICATION

In exercise of the powers conferred under section 72 read with sections 17, 28 and 29 of the Andhra Pradesh Excise Act, 1968 (Andhra Pradesh Act 17 of 1968), the Governor of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Excise (Grant of licence of selling by shop and conditions of licence) Rules, 2012 issued in G.O.Ms.No.391 Revenue (Ex.II) Department, Dt.18th June, 2012 and published in Andhra Pradesh Gazette in Rules Supplement to part II, Extraordinary No.1, dated the 18th June, 2012 and amended from time to time:

AMENDMENTS

In the said rules:

1. In Rule 2, sub-rule (1), in clause (m) after the words, "the Government from time to time" the following words shall be inserted:

"Payable for two years"

2. In Rule 2, sub-rule (1), for clause (n) the following shall be substituted:

"Licence period" means the period of 24 months commencing from 1st July of the 1st year and ending on 30th June of the 2nd year or part thereof."

3. In Rule 2, sub-rule (1), in clause (w) after the words, "APBCL Depot" the following words shall be inserted:

"Government Wholesale Depot or the Depot of any other Corporation owned by the State Government."

Contd.P.2.

4. In Rule 16, sub-rule (3), the following shall be substituted:

"Where the selected applicant opts to pay the licence fee of two years in installments, he/she shall pay a sum equal to 1/3rd of the annual licence fee for the shop less the amount remitted under sub-rule (1)(iii) of Rule-12 on the day of selection or the succeeding working day by way of Challan. The licencee shall submit two fixed deposit receipts or two Bank Guarantees in Form A-5, each equal to 1/3rd of annual licence fee, valid for (17) months and (21) months respectively issued by any Scheduled Bank situated in Andhra Pradesh within seven days of his/her selection and obtain the licence.

Provided that the District Collector may, at his discretion for valid and genuine reasons that may be recorded in writing, grant extension of time not exceeding seven working days to the selected applicant for submission of Fixed Deposit Receipts or Bank Guarantees in Form A-5".

5. In Rule 21 for the expression " July of the succeeding year", the following shall be substituted:

"**June of the second year"**

6. In Rule 26, the following shall be substituted:

"The licence fee for a permit room shall be Rs.4,00,000/- for the licence period or part thereof and is payable in lumpsum or in two equal installments, in applicable cases. Where the licensee opts to pay the licence fee for permit room in two installments he/she shall pay Rs.2,00,000/- on completion of the formalities under Rule 16 and he/she shall pay the second installment of Rs.2,00,000/- on or before 20th June of the succeeding year".

7. In Rule 27, after the words "Andhra Pradesh Beverages Corporation Limited" the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

8. In Rule 41, after the words "APBCL" the following words shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

9. In Rule 44, for the expression of Rs.1000/-, the following shall be substituted:

"Rs.5000/-"

10. In Rule 45, after the words "Andhra Pradesh Beverages Corporation Limited Depot" the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

11. In Rule 52, after the words "APBCL" the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

Contd. P.3..

12. In Condition No.5, of Form A-4 after the words "A.P. Beverages Corporation Ltd.," the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

13. In Condition No.2, of Form A-4 (B) after the words "APBCL" the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

14. In Condition No.ii, of Form A-4 (AG) after the words "APBCL" the following shall be inserted:

"/Government Wholesale Depot/Depot of any Corporation owned by the State Government."

15. In Form A-6, **counterpart agreement for grant of license for selling by shops, Para 2** shall be substituted with the following:

"I/ We_____ hereby affirm that I/ We shall be severally and jointly responsible to abide by the terms and conditions of licence issued in respect of the said shop for the period as laid down in the Licence No._____dt_____ and I/We shall pay promptly and in time the **2nd,3rd , 4th , 5th and 6th** installments of licence fee, **permit room licence fee**, amounts towards penalties or any other charges or other liabilities if imposed and any other dues if accrued in respect of my/ our shop, I/ We_____ shall abide by all the provisions of the Andhra Pradesh Excise (Grant of licence of selling by Shop and conditions of licence) Rules, 2012 and other conditions relating to sale of Indian Made Foreign Liquor and Foreign Liquor by Shop that are existing and as may be amended from time to time, I/ We_____ shall be bound to pay any enhanced duty and the like as may be levied from time to time. If I/we fail to pay in time licence fee, **permit room licence fee**, Excise Duty, penalties, if imposed, and any other dues or make any efforts to evade payment of Licence fees, the District Collector reserves the right to re-allot the shop obtained by me/us and to realize the entire amounts so due by way of forfeiting the deposits and by way of distraining my/our movable and immovable properties whatsoever, I/we-possess and selling the said properties under the Andhra Pradesh Revenue Recovery Act, 1864.

(**BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing and Stationery and Stores Purchase, Hyderabad
(He is requested to furnish 500 copies to Government and 1000 copies to the Commissioner of Prohibition & Excise, A.P, Hyderabad and 50 copies to Special Commissioner of Information and Public Relations, Hyderabad.)
The Commissioner of Prohibition and Excise, Andhra Pradesh, Hyderabad.
Copy to:
The Law (E) Department
The PS to Prl.Secry to CM.
The OSD to Minister for Excise and Prohibition
The PS to Spl. CS to Govt.
The President,
Andhra Pradesh State Wine Dealers Association,
C-4, Matrusri Appartments, Hyderaguda, Hyderabad
SF/SCs.

//FORWARDED:: BY ORDER//

SECTION OFFICER